

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: July 20, 2005

Division: County Attorney

Bulk Item: Yes X No

Department: County Attorney

Staff Contact Person: Bob Shillinger

AGENDA ITEM WORDING:

Approval of payment to *White & Smith, LLC* for professional legal services and costs in the amount of \$49,843.17. (Their Invoice #99).

ITEM BACKGROUND:

White & Smith, LLC has been defending the County in *Collins vs. Monroe County*, CAM-04-379.

PREVIOUS RELEVANT BOCC ACTION:

On November 29, 2004 the Board agreed to hire the prior law firm of Tyson Smith, Esq. to defend the County in the case and have continued utilizing the services of Tyson Smith, Esq. who is now a member of the law firm of *White & Smith, LLC*.

CONTRACT/AGREEMENT CHANGES:

N/A

STAFF RECOMMENDATIONS:

Approval.

TOTAL COST: \$49,843.17

BUDGETED: Yes No

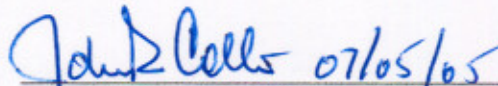
COST TO COUNTY: \$49,843.17

SOURCE OF FUNDS:

REVENUE PRODUCING: Yes No **AMOUNT PER MONTH** **Year**

APPROVED BY: County Atty X OMB/Purchasing Risk Management

DIVISION DIRECTOR APPROVAL:

 07/05/05

JOHN R. COLLINS, COUNTY ATTORNEY

DOCUMENTATION: Included X Not Required

DISPOSITION:

AGENDA ITEM #

White & Smith, LLC

1125 Grand Blvd., Ste. 1500
Kansas City, MO 64106
816-221-8700 Fax # 816-221-8702

Invoice

Date	Invoice #
5/31/2005	99

Bill To
Monroe County, FL Richard Collins 502 Whitehead St., 3rd Floor Key West, FL 33040

RECEIVED

JUN 20 2005

MONROE COUNTY ATTORNEY

OK
7/5/5

Project

Collins, et al. v. County #90355.015

Hours	Description	Rate	Date	Timekeeper	Amount
3.8	Review and revise Paul Hasting draft brief in opposition to MSJ; research issues regarding offer per BUD/Fla. Stat.	195.00	5/1/2005	ETS	741.00
7.2	Meeting with R. Freilich, et al; analysis of issues; worked on strategy; division of labor	195.00	5/2/2005	ETS	1,404.00
5.8	Meeting with R. Freilich, et al; analysis of issues; worked on strategy; division of labor	195.00	5/3/2005	ETS	1,131.00
6.4	Review depositions; meeting with S. Moore and paralegal re: discovery; timeframes and approach; legal research re: parties in interest/standing and state position	195.00	5/9/2005	ETS	1,248.00
2.5	Legal reseach regarding parties in interest/standing; office conference with S. Moore; coordintion with Freilich on Paul Hasting cross motion	195.00	5/10/2005	ETS	487.50
0.8	Research regarding discovery matters; coordination with and correspondence to Freilich	195.00	5/11/2005	ETS	156.00
2.7	Legal research regarding standing; Davis, Johnson, Schneider, et al; office conference with S.Moore; Freilich; prepare for meeting with state	195.00	5/12/2005	ETS	526.50
3.2	Office conference with S. Moore; worked on discovery and deposition issues; review sales data; teleconference with R. Freilich; teleconference with county attorney	195.00	5/13/2005	ETS	624.00
6.7	Work on motions to continue and to compel; meeting with S. Moore	195.00	5/18/2005	ETS	1,306.50
4.1	Worked on Motion to Compel; legal research; discussions with Moore re: Galleon Bay issues	195.00	5/19/2005	ETS	799.50
2.3	Worked on motions to compel and for continuance; correspondence to Moore; worked on Affidavits in support of motion for summary judgment	195.00	5/20/2005	ETS	448.50
4.2	Prepare for and meet with County Atty; conference with Moore re: discovery matters; review Lingle case	195.00	5/23/2005	ETS	819.00
FIN: 72-1591935			Total		

White & Smith, LLC
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 Kansas City, MO 64106
 816-221-8700 Fax # 816-221-8702

Invoice

Date	Invoice #
5/31/2005	99

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Monroe County, FL Richard Collins 502 Whitehead St., 3rd Floor Key West, FL 33040

Project
Collins, et al. v. County #90355.015

Hours	Description	Rate	Date	Timekeeper	Amount
4.2	Review recent legislation; prepare for and attend meetings with state; meetings with co-counsel and county atty; review S. Moore draft of motion	195.00	5/24/2005	ETS	819.00
2.6	Followup to file and analysis of issues and strategy; correspondence to co-counsel as followup to meetings, office conference with S. Moore re: continuance and discovery status; motion to compel	195.00	5/25/2005	ETS	507.00
3.6	Office conference with Moore re: discovery; teleconference with M. Quinlivan and coordination with Freilich; finalize and transmit followup to co-counsel	195.00	5/26/2005	ETS	702.00
1.3	Office conference with S. Moore re: discovery; worked on motion to compel; coordination with co-counsel	195.00	5/27/2005	ETS	253.50
1.8	Coordination with Paul Hastings on discovery and motions; worked on matters related to date of take and affidavits for opposition to MSJ; review Shillinger draft motion for emergency hearings	195.00	5/31/2005	ETS	351.00
	ETS 5/23/05 Airfare	283.30	5/16/2005		283.30
	ETS 5/23/05 Car Rental	52.70	5/23/2005		52.70
	ETS 5/25/05 KCI Parking	46.00	5/25/2005		46.00
	ETS 5/23-5/25/05 Hotel	178.30	5/25/2005		178.30
	ETS 5/25/05 Meals	6.50	5/25/2005		6.50
	ETS-5/23/05 Mileage to KCI	24.30	5/26/2005		24.30
	ETS 5/23-5/25/05 Meals	94.00	5/26/2005		94.00
	4/27/05 FedEx Delivery	11.61	5/31/2005		11.61
	Total Reimbursable Expenses				696.71
	Current Services Rendered for White & Smith, LLC				13,020.71
	Professional Services provided by Stephen J. Moore, PC, May 2005; Inv. #1381	27,897.46			27,897.46
	Professional Services provided by Quinlivan Appraisal, March-May 2005; Inv. #05-057	8,925.00			8,925.00
FIN: 72-1591935				Total	\$49,843.17

Paul Collins
 5/31/05